App F IX 4

Previous References

1953-54 (C M)

File No 27-53-

Serial Nos 12, 13, 114, 115

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos 4

Part B for November 1953

SUBJECT

Draft Bye laws framed under the City of Bangalore Municipal Corporation Act, 1949

L 9782/ L 9783-87, / Dated 4 11 53

The Comm^r Bangalore corp^n (Thru the Mo

" of General of police

" Controller E F D,

" Auditor, Bangalore corp^n

(P 117/53)

WD 015467—GPB—25 000—12 9-51

9/AB 27/11/53

Bye-laws for the control and supervision of private cart stands

[App F III 2

General and Revenue Secretariat

File No 5407/ml of 1952-53

WD 014428—GPB—40 000—13-7-51

Serial No

~~C. A. Dep No. 133/53~~

From

The Commissioner, B'lore Corpn.
No A1 (50)/52-53 Dt 4.10.52

Forwards for approval the draft of the above bye-laws as modified as mentioned in this office O.O note dated 25-7-52

If approved the Commissioner, Corporation will be requested to intimate the model on which these bye-laws are based and also to send a copy of the same for reference

Clerk 11/4/53
SO 14/4

2) Yes
14/4

3) Bft Letter to the Commissioner B'lore Corporation as put up for approval

Ch 22/4/53
SO 22/4

4) Issue
22/4

To

The Commissioner, B'lore Corpn
No L 1129 Dt 28.4.53
Returns the proposal

Sec A. Dep - 2/5/53

NOTE—Contn Sheet

Bye laws for the Cattle and Paper use on of public and private cart stands

File No 2 - 17457/ml of 1953-54. 2200 Genera and Revenue Secretariat

Serial No

Proceed

The Commr Bangalore Corpn No A 1 (50)/52-53 of 10 6 53 forwards the information

5) The Commr reports that the draft is not based on any model but have been framed to suit local conditions

6) The file may be referred to the Process Step as the first instance for offering his remarks on the draft byelaws

Under Secy Home

7) [illegible]

8/7/53

8) [illegible] 10/7

8/7/53

9) If appd, I G P will be requested to furnish his remarks -

U O No 44 Pol 15/7/53 O M

(10) Forwarded to the Inspector General of Police for furnishing his remarks in the matter

INSPECTOR GENERAL OF POLICE HYDERABAD
16 JUL 1953
BANGALORE

11468

under Secretary, Home Deptt

14/7/53

Bye laws for the control of public & private cart stands

General and Revenue Secretariat | File No U G C1-382 3 of 1953-54 | App F III-2] 2200/44

Serial No

RETURNED

11) The Bye-laws in respect of providing stands for public and private vehicles may be agreed, but a joint inspection of the spot by the Police and Municipal authorities would be advisable

N V Krishna Rao 30/7

INSPECTOR GENERAL OF POLICE

12) 4/8/53

13) The Bye-laws proposed to be issued under the Bangalore Municipal Corporation Act provide for the control and supervision of public and private cart stands in Bangalore city, for the regulation of their use and for the levy of fees therein It is stated that there are no bye-laws at present and therefore, fresh bye-laws have been framed There seems to be no objection to the issue of these bye-laws But a joint inspection of the spot by the Police and Municipal authorities would be advisable, as suggested by the I G P

A

14) If A above is to be approved due provision has to be made in the Byelaws

3/8

15) So far as the Bye-laws concerned it would be necessary only to consider Sec 4 of the proposed byelaws & what precautions will be necessary to ensure public safety & free flow of traffic & obstruction traffic there An

Contn Sheet

17457 re

File No 4 2200 of 195

Bye-laws for the Control of Private & Public Cart Stands.

General and Revenue Secretariat

Serial No

inspection of the spot is not contemplated in the bye-laws & therefore should a joint inspection as suggested by the IGP cannot be proposed for incorporation. However it would be extremely desirable if police authorities are consulted before licensing any such cart stand adjoining a public street or place

3/8/53

Home Secy

) I agree with IGP in a way & I would suggest that Rule 4 may be recast as follows

~~(1) The Commissioner shall refuse to grant the licence if in his opinion on the advice~~

(1)(a) All applications for private cart stands shall be referred to the ~~Dy~~ Concerned District Superintendent of police for opinion ~~thereon~~

4(1)(b) The Commissioner shall refuse to grant the licence if ~~in his opinion on the~~ in the opinion of the police ~~the~~ or for any other reason he considers that the place is not suitable for the purpose specified in the application --- & etc --- property

4/8/53

4/8/53

Secy Home)

17) The amendment suggested by the Home Secretary may perhaps be accepted

18) The file may be referred to the Law Secy for scrutiny of the draft bye-laws and remarks

19) 14/8

Secy Law)

WD 01404—GHB 40 000—18 10-52

11/8

SECRETARY TO GOVERNMENT 4446 4 AUG 1953 REVENUE DEPT

SECRETARY TO GOVT 3857 -5 AUG 1953 REVENUE DEPT

SECRETARY TO GOVT 4353(a) 13 AUG 1953 REVENUE DEPT

Bye laws for the Control and Supervision of public & private Cart-Stands

General and Revenue Secretariat | File No 174 S/RL 8141/LD 53-54 | App F III—2] 5 of 195

Serial No

20) for fo remarks.

Law Secy) 27/8

21) Legislative 25/8/53

22) Draft By laws as revised are in order

23) 26/8/53

Law Secy)

Secretary — LSG) 2/10/53

24) 27/8/53

25) Draft GO is put up for approval. The title has not yet been passed by the revision

9/10/53

26) 12/10

Secy LSG)

27) for perusal before issue

Minister LSG) 17/X

28/10/53

29/X

29/X/53

LAW DEPARTMENT 2826 25 8

LEGISLATIVE DEPARTMENT 25 AUG 1953 GENERAL & REVENUE SECRETARIAT

LAW DEPARTMENT 27 8

SECRETARY TO GOVERNMENT 13 OCT 1953

OFFICE OF THE MINISTER FOR PUBLIC HEALTH, LOCAL SELF GOVERNMENT No 3481

29 OCT 1953

Note —Contd Sheet

6

File No 1745/ml of 1953-54

General and Revenue Secretariat

Serial No

G O No L 9783-87/ CM 27-53-115
dated 4 4 53

Sanctions the Cess laws

To

1) The Commr, CCB
2) J G P
3) Controller J A D
4) Auditor CCB
5) Copy to Stores Dept

B 19/11/53

Sig 24/11

WD 014 04—GPB—40 000—18 10 5

eH 27-53-4P 12

CORPORATION OF THE CITY OF BANGALORE.

No A 1(50)/52-53

GENERAL & REVENUE SECRETARIAT
5407
20 OCT 1952
MUNICIPAL BRANCH

CORPORATION OFFICE
BANGALORE

Dated 4th October 1952

FROM

B M ABU BAKER Esq M A (Hons)
COMMISSIONER
CORPORATION OF THE CITY OF BANGALORE,
BANGALORE

To

The Secretary to the Government of Mysore,
Local Self-Government Department,
BANGALORE

SIR

Subject - Draft bye-laws framed under the City of Bangalore Municipal Corporation Act, 1949

I forward herewith for favour of sanction of the Government under Section 370 of the City of Bangalore Municipal Corporation Act, 1949, a draft of the bye-laws framed by the Bangalore Corporation under Section 295 and sub-section (15) of Section 307 of the Act, for the control and supervision of public and private cart stands, for the regulation of their use and for the levy of fees therein

Forwarded with compliments

(B V LANKAPPA),
MAYOR

Yours faithfully,

(B M ABU BAKER),
COMMISSIONER

MVL
4-10-52

No 50 Bye-Laws [illegible] for the control and supervision of Public and private cart-stands etc

[illegible] the [illegible] Gazette in which the draft of the bye-laws published by the Corporation	8 11 1951	
[illegible] of the respective local [illegible] in which the draft of the bye-laws published	Viswakarnataka Daily Post	D/- 18 10 1951 D/- 20 10 1951
[illegible] which the draft of the bye-laws was [illegible] with by the [illegible] for publication	14-5-1952	
[illegible] in which the draft of the bye-laws was kept at the [illegible] office for inspection by public with reference to [illegible]	From 20 10 1951	
Whether printed copies of the draft are available for sale to the public on requisition	Yes	
Whether the bye-laws is intended to supersede or to exist along by law on the subject and if so, a statement number and date of the notification under which the existing bye-law was issued	No as there are no bye-laws at present, fresh bye-laws have now been framed.	
Copies of the existing bye-law on the subject may be enclosed in accordance with copy of the bye-law from the Corporation of Bangalore, if any	--	

-ble

[illegible]

Copy of letter No 506/52-53 dated 4th October 1952 from the Commissioner, Corporation of the City of Bangalore to the Secretary to Government, L.S G Department, Bangalore.

Subject Bye-laws framed under the City of Bangalore Municipal Corporation Act, 1949

Reference Paras 47, 49, 50, 51, 54 and 63 of these Notes.

As desired by Government the various bye-laws have been examined in separate files and the suggestions made in paras 10 and 36 of these notes have been carried out in the concerned draft bye-laws by taking necessary extracts of the relevant portion of the notes containing the suggestions and remarks on the various draft bye-laws

Certain general remarks have been made in respect of the license fees which have been included in the draft bye-laws With reference to those remarks, the portion relating to the levy of license fees have omitted and a separate schedule showing the rates of license fees for the various matters mentioned in the Act will be issued in due course in a compendious manner

Each draft is forwarded to the Government separately and copies of the bye-laws of the Madras Corporation on which the draft bye-laws are based have been enclosed along with the concerned draft bye-laws Two volumes containing the bye-laws of the existing Bangalore City Municipality and the Civil Station Municipal Commission are sent herewith for reference as separate copies of the bye-laws are not available The Government may be pleased to approve the byelaws and return them Arrangements will then be made to print them in English and Kannada in a book form incorporating the sanction of the Government in each case Six copies of such printed copies will be sent to Government

/ C O P Y /

For Secretary to Government,
L S G Department.

4

Appendix F G—1]

SUBJECT Byelaws for the Control and Supervision of public and private Cart Stands

Section eH

File No 27-53

Serial No 13

No L 1129 R 28/12/53

To

The Commissioner

Corporation of the City of Bloemfontein

(Through the Mayor)

Sir,

With Reference to your letter No A 1 (50)/53 dated 4 10 53 on the above Subject I am detailed to request you to circulate the model of the byelaws on which the present draft is based and to send a copy of it for Reference

I am to enquire further

Diary No of letter replied to

General and Revenue Secretariat

( )

the 19

Date of issue

Signed by

List of enclosures

Copied by

Examined by

Recd 28/12/53

whether any bye-laws are not in force on the Society and if so to indicate the authority sanctioning the same

Sales

These conformations necessary to supersede the bye laws, if any, in force when further this draft and is for orders

22/4/53

Yours faithfully

Hon S G Sing

22/4/53

27/4/53

5407 Dep 6/1 Deptto 133/53 Reg-4/7 6

CORPORATION OF THE CITY OF BANGALORE

No A 1 (50)/52-53

GENERAL & REVENUE SECRETARIAT 1745 17 JUN 1953

CORPORATION OFFICES,
BANGALORE

Dated 10th June 1953.

FROM

THE COMMISSIONER,
CORPORATION OF BANGALORE,
BANGALORE

To 10/6/53

The Assistant Secretary to the Government
of Mysore, L S G & Planning Departments,
Bangalore

C m 27-5'3-114

SIR

Subject - Bye-laws for the control and supervision of public and private cart stands

---

With reference to your letter No L 1129/C M 27-53-13, dated the 28th April 1953, I write to say that the draft bye-laws were framed to suit local conditions and they are not based on any model

Forwarded with compliments

P Hanumanthiah

(P Hanumanthiah)
Mayor

Yours faithfully,

Henjerappa

(K Henjerappa)
Commissioner

5

whether any legislation are not
in force on the subject and
if so to indicate the authority
sanction

Sir,

Legislation is necessary to supersede the legislation, if any, in force when further this draft and is for orders

WS
27/4/53

G R S App F VI—G 2]

SUBJECT

Diary No of letter replied to ..

General and Revenue Secretariat

( )

the *195*

Date of issue 195

Signed by

May this be—

(i) pr nted ?

(i) treated as a standing order ?

(iii) publ shed in the Gazette English Part ?

(iv) transl ted ?

(v) placed at the disposal of the Press ?

(vi) published in the Ga ette Kannada Pa t ?

7 Copies

Section C M

Serial No 27-534

File No 115

Proc edings of the Government of His Highness the Maharaja of Mysore

Read—

Correspondence ending with letter No A 1 (SD)/32 33 dated 10 6 33 from the Commr C C B forwarding for Sanction Order thereon.—No draft bye-laws framed under the city of Bluo Municipal Corporation Act for the Control and Supervision of public and private Cart Stands, for the Regulation of their use and for the levy of fees therein in the city of Blue

8

Order no 9783-87
4-11-53

Sanction is accorded ~~to~~ under Sec 370 of the Corporation Act to the draft byelaws referred to above as revised and appended to this order

The Commr CCB is requested to arrange for the immediate publication of the byelaws in the official gazette in English and Kannada as required by Sec 373 of the Act

17/+

Sd/- R L S G Secy
9/11/53

List of Enclosures

To

1) The Commr CCB (Also sign the Mayor)
2) " J G P
3) " Controller S A D
4) " Auditor CCB

Copied by
Examined by

Copy to Home Deptt

4(1)(a) All applications for private cart stands shall be referred to the concerned District Superintendent of Police for opinion

(b) The Commissioner shall refuse to grant the license if in the opinion of the police or for any other reason he considers that the place is not suitable for the purpose specified in the application is or is likely by reason of such use and of its situation etc to become ~~property~~ a nuisance to the neighbourhood, or is so used or is so situated as to be likely to be dangerous to life health and property

OFFICE OF THE COMMISSIONER, CORPORATION OF BANGALORE

No A I C 15/50, Dated 13th October, 1951

NOTICE

The appended six draft bye laws are published under Section 371 of the City of Bangalore Municipal Corporation Act 1949 for the information of the public The drafts will be proceeded with as laid down in sub section (b) of Section 371 of the Act Printed copies of the draft bye laws are kept at the Municipal Offices (City and Civil Station areas) for public inspection and all persons are permitted to peruse them during office hour free of charge Printed copies of the draft bye laws will also be sold to any person requiring them on payment of one anna per draft bye-law

N S HIRANNAYYA
Commissioner
Corporation of Bangalore

Read with Sec 367

Bye Laws Framed by the City of Bangalore Municipal Corporation under Section 295 and Sub-Section (15) ~~of Section (15)~~ of Section 367 of the City of Bangalore Municipal Corporation Act 1949 (Act No LXIX of 1949) for the Control and Supervision of Public and Private Cart Stands in the City of Bangalore for the Regulation of their use and for the levy of fees therein

1 All public cart stands shall be directly under the control of the Commissioner and managed through departmental agency

2 No place within the Corporation limits shall unless it has been duly licensed by the Commissioner be used by any person as a private Cart Stand

3 Application for such license shall —

(a) be made to the Commissioner in such form as may be laid down by him from time to time not less than 30 days before the commencement of the year for which the license is sought and

(b) be accompanied by a plan in duplicate showing the dimensions of the place and surrounding area clearly marking in it the place available therein for the location of cart stand proper cattle shed sheltering place latrines and urinals and water-troughs etc

The applicant shall also furnish such further or other particulars as he may be required to do by the Health Officer or by the Commissioner

4 [1] The Commissioner shall refuse to grant the license if in his opinion ~~on the advice of the Health Officer or the Corporation Engineer~~ the place is not suitable for the purpose specified in the application is or is likely by reason of such use and of its situation ~~be~~ become a nuisance to the neighbourhood or is so used or is so situated as to be likely to be dangerous to life health and property

[2] In cases not falling under the above clause the Commissioner may grant a license on payment of a fee as laid down in Section 295 [5] of the City of Bangalore Municipal Corporation Act subject to such conditions and restrictions to be specified in the license as he may think fit

5 Every license issued under these bye laws shall expire at the end of the financial year for which it is granted unless for special reasons the Commissioner considers that it should expire at an earlier date

6 Application for the renewal of a license shall be made to the Commissioner not later than the 1st March of the year preceding that in respect of which the renewal is applied for and shall be in such form as may be laid down by the Commissioner

7 No person shall make use of any premises or place within 50 yards of any human habitation for cart stand

8 Every place used as a cart stand shall have an enclosure and be constructed of masonry or of such other durable materials as may be approved by the Commissioner and no part thereof shall be constructed of inflammable material

9 The licensee should demarcate the cart stand and see that a minimum of 16 X 10 is allowed to each cart and the demarcation should be in parallel lines leaving 12 open place for the easy movement of vehicles and persons moving about the cart stand

10 The licensee shall permit and allow cart to stand only in the places demarcated for them Indiscriminate carting should not be allowed

11 The licensee shall not at any time receive or allow to be received into the licensed cart stand or part thereof a greater number of carts than the number specified in the license and in the plan annexed thereto

12 The licensee shall not permit or suffer any parts of the cart stand to be used at any time for purposes of human habitation

13 The licensee shall not at any time allow the cart-stand to be used for storing hay straw wood, coal or other cumbustible material or any other material nor allow sales of the above to be conducted in the car stand

14 Every part of the flooring of licensed cart-stand shall be paved with burnt stone slabs or otherwise made impervious and drained to the satisfaction of the Commissioner and such flooring shall at all times be kept in good repair and order

15 The licensee shall cause every drain or means of drainage upon or in connection with such cart stand to be maintained at all times in good order and efficient action

16 The licensee shall provide in such cart-stand latrines and water closets in such position and of such description size and number as the Commissioner may from time to time direct for the separate use of persons of each sex

17 The licensee shall cause the seat floor and walls of every water closets and latrine in such cart stand to be thoroughly cleansed from time to time and as often as may be necessary for the purpose of keeping such seat floor and walls in a clean and wholesome condition

18 He shall cause every part of the structure of every latrine and water closet in such cart stand to be maintained at all times in good order and every part of the apparatus of such latrine or water closet and every drain or means of drainage leading therefrom to be maintained at all times in good order and efficient action

19 When the sewer l e is runn ng with n 100 f o n uch cart stand it will be duty of the l censee to con ct all drains and flush l trines to the sewer li es as per instructions issued to h m from time to time by the Commissoner

20 The licensee shall —

[a] provide in such ca t ta d a suff ient and good supply of whole ome water and water trough sapproved by the Health Offi er for d nk ng pu poses

[b] cause such cart stand to be thoro ghly swept and cleansed at least once in every 24 hours or at such hours as may f om t me to time be fixed by the Health Officer or Assis nt Health Officer and shall prevent any accumulation of filth o refuse therein except in the receptacles provided for the same

21 The l censee shall prov de su table non absorbant receptacles in suitable places in such cart stand for the deposit of all filth or refuse a d shall cause all su h recepta les to be emptied at least once a day before A M to the Corpo ation cart when the same attends the area

22 (a) No leper and no person suffe ing from an open sore or any loathsome infectious or contagious disease shall allowed into the cart stand

(b) No animal suff ring from infec ious disease shall b allowed into the cart-stand

23 The licensee shall immediately fter the death or removal of any cattle which may have been ill of any infectious contag ous or dangerous disease g ve written notice to the Health Officer Assistant H alth Officer or the D visional Health Staff not below the rank of Sanitary Overseer o Junior Health Inspector and shall as soon as possible cause every part of cart stand to be thoroughly disinfected and cleaned and shall also cause eve y article in such cart-stand which may be liable to retain infection to be in like manner disinfected and cleaned unless the Health Officer or the Assis ant Health Officer shall have ordered the same to be destroyed

24 The Commissioner may if he considers such action necessary revoke suspend or cancel a license on grounds of public health and safety or if any one or more of the conditions or restrictions of the license or of any provision contained in these bye laws are infringed irrespective of wh ather the offender has been prosecuted and convicted or not

25 Whoever commits a b each of any of the bye laws shall be punishable —

[a] with a fine which may extend to fifty rupees and in case of a continuing breach with f ne which may extend to fifteen rupees for every day during which th breach continues after conviction for the first breach or

[b] with a fine which may extend to ten rupees for every day du ing which the breach conti nues after receipt of notice f om the Commissioner to discontinue such breach

31/10

For L S G Secy

6/10/25